

### **REMARKS**

In a Final Office Action dated September 26, 2008, the Examiner has rejected Claims 49 under 35 U.S.C. §102(e) as being anticipated by US Patent No. 6,920,146 issued to Johnson et al. ("Johnson"). Claims 2-10, 12-15, 17-22, 24-27, 29-35, 37-40, 42-48, 50-52 and 54-59 were allowed.

In this response, Applicant has canceled Claim 49 without prejudice. Applicant had intended to cancel Claim 49 in the previous response consistent with the previous amendments to Claims 50-59. Applicant apologizes for the oversight, and requests reconsideration of the remaining claims 2-10, 12-15, 17-22, 24-27, 29-35, 42-47, 50-52 and 54-59 as previously presented.

### **ALLOWABLE SUBJECT MATTER**

Applicant acknowledges with appreciation the indication that Claims 2-10, 12-15, 17-22, 24-27, 29-35, 37-40, 42-48, 50-52 and 54-59 are allowed over the prior art.

### **CLAIM REJECTIONS – 35 U.S.C. § 102**

Claim 49 was rejected under 35 U.S.C. §102(e) as being anticipated by Johnson. Claim 49 has been canceled rendering the rejection moot.

### CONCLUSION

For at least the foregoing reasons, Applicants submit that the rejections have been overcome. Therefore, Claims 2-10, 12-15, 17-22, 24-27, 29-35, 37-40, 42-48, 50-52 and 54-59 are in condition for allowance and such action is earnestly solicited. The Examiner is respectfully requested to contact the undersigned by telephone if such contact would further the examination of the present application. Please charge any shortages and credit any overcharges to our Deposit Account number 02-2666.

Respectfully submitted,  
**BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN, LLP**

Date: November 25, 2008

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